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UNITED STATES DISTRICT COURT **DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

٧.

TIBURCIO RODRIGUEZ-CORTEZ,

Defendant.

Case No. 2:20-mj-00782-NJK

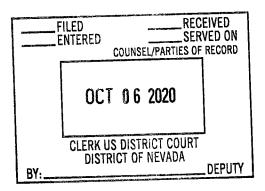
Order Directing Probation to Prepare a Criminal History Report [Proposed]

Based on the stipulation of counsel, good cause appearing, and the best interest of justice being served:

IT IS HEREBY ORDERED that the U.S. Probation Office is directed to prepare a report detailing the defendant's criminal history.

DATED this <u></u> day of October, 2020.

UNITED STATES MAGISTRATE JUDGE



NICHOLAS A. TRUTANICH 1 FILED OPUN United States Attorney ENTERED COURT SERVED ON Nevada Bar Number 13644 COUNSEL/PARTIES OF RECORD JARED L. GRIMMER Assistant United States Attorney OUT 0 6 2020 501 Las Vegas Boulevard South, Suite 1100 Las Vegas, Nevada 89101 Telephone: 702-388-6378 CLERK US DISTRICT COURT jared.l.grimmer@usdoj.gov 5 DISTRICT OF NEVADA DEPUTY BY:_ 6 Attorneys for Plaintiff The United States of America 7 UNITED STATES DISTRICT COURT 8 DISTRICT OF NEVADA 9 UNITED STATES OF AMERICA, Case No. 2:20-mj-00782-NJK 10 Plaintiff, Stipulation for an Order Directing Probation to Prepare 11 ٧. a Criminal History Report 12 TIBURCIO RODRIGUEZ-CORTEZ, 13 Defendant. 14 15 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A. 16 Trutanich, United States Attorney, and Jared L. Grimmer, Assistant United States Attorney, counsel for the United States of America, and Robert O'Brien 17 18 Assistant Federal Public Defender, counsel for Defendant TIBURCIO RODRIGUEZ-19 CORTEZ, that the Court direct the U.S. Probation Office to prepare a report detailing the 20 defendant's criminal history. 21 This stipulation is entered into for the following reasons: 22 1. The United States Attorney's Office has developed an early disposition program for immigration cases, authorized by the Attorney General pursuant to the 23 24 PROTECT ACT of 2003, Pub. L. 108-21. Pursuant to this program, the government has

extended to the defendant a plea offer in which the parties would agree to jointly request an expedited sentencing immediately after the defendant enters a guilty plea.

- 2. The U.S. Probation Office cannot begin obtaining the defendant's criminal history until after the defendant enters his guilty plea unless the Court enters an order directing the U.S. Probation Office to do so. Such an order is often entered in the minutes of a defendant's initial appearance when charged by indictment.
- 3. The U.S. Probation Office informs the government that it would like to begin obtaining the criminal history of defendants eligible for the early disposition program as soon as possible after their initial appearance so that the Probation Office can complete the Presentence Investigation Report by the time of the expected expedited sentencing.
- Accordingly, the parties request that the Court enter an order directing the
 U.S. Probation Office to prepare a report detailing the defendant's criminal history.
 DATED this 6th day of September, 2020.

Respectfully submitted,

5 NICHOLAS A. TRUTANICH

/s/ Robert O'Brien /s/ Jared L. Grimmer

JARED L. GRIMMER
Assistant Federal Public Defender
Counsel for Defendant TIBURCIO
RODRIGUEZ-CORTEZ

JARED L. GRIMMER
Assistant United States Attorney